

APR 21 2008

Complete if Known

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Application Number	09/733,900
Filing Date	December 12, 2000
First Named Inventor	Carlos PINZON
Art Unit	1615
Confirmation Number	5474
Examiner Name	J. VENKAT
Attorney Docket Number	05725.0595-00000

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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Signature	/Jyothisna Venkat/			Date Considered	09/24/2008

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		Country Code Number Kind Code (if known)				
	138	DE 197 26 484 A1	12-24-1998	Beiersdorf AG		Abstract
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	178	GB 1 539 625	01-31-1979	L'Oreal		English
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	187	JP 10-158451	06-16-1998	Asahi Denka Kogyo KK		Abstract
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	191	JP 10-251118	09-22-1998	El Manag Corp.		Abstract
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	204	JP 6-299075	10-25-1994	Dow Corning		Abstract
	205	JP 64-90110	04-06-1989	Kobayashi Kose KK		Abstract
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	207	JP 7-89826	04-04-1995	Shiseido Co. Ltd.		Abstract
	208	WO 99/43297	09-02-1999	E L Management Corp		English
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	210	WO 02/47608 A2	06-20-2002	L'Oreal		English
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	216	WO 98/25922	06-18-1998	L'Oreal		Abstract
	217	WO 98/17705	04-30-1998	Union Camp Corp		English
	218	WO 99/36477	07-22-1999	Minnesota Mining & Manufacturing Co.		English
	219	WO 99/66888	12-29-1999	Proctor & Gamble		English

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation	
	220	Bangham, A.D. et al. Diffusion of Univalent Ions across the Lamellae of Swollen Phospholipids, Journal of Molecular Biology, pp. 238-252, Vol. 13, August to October 1965		
	221	Co-Pending Application No. 11/826,997; Attorney Docket No. 05725-0819-02 Title: COMPOSITION STRUCTURED WITH A POLYMER CONTAINING A HETEROATOM AND AN ORGANOGEATOR; U.S. Filing Date: July 19,2007.		
	222	Co-Pending Application No. 09/618,032; issued as U.S. Patent No. 6,402,408 on June 11, 2002, Attorney Docket No. 5725.0659-00 Title: COMPOSITION CONTAINING A LIQUID FATTY PHASE GELLED WITH A POLYAMIDE CONTAINING ESTER END GROUPS Inventor: Véronique FERRARI U.S. Filing Date: July 17, 2000		
	223	Co-Pending Application No. 10/129,377; Attorney Docket No. 5725.0819-01-000 Title: COMPOSITIONS STRUCTURED WITH A POLYMER CONTAINING A HETEROATOM AND AN ORGANOGEATOR U.S. Filing Date: May 3, 2002		
	224	Co-Pending Application No. 10/182,830; Attorney Docket No. 05725.0795-01 Title: COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME U.S. Filing Date: August 2, 2002		
	225	Co-Pending Application No. 10/494,864; Attorney Docket No. 06028.0047-00 Title: COMPOSITION CONTAINING AN AMINO ACID N-ACYLATED ESTER AND A POLYAMIDE-STRUCTURED UV FILTER U.S. Filing Date: November 23, 2004		
	226	Co-Pending Application No. 10/990,475, Attorney Docket No. 05725.1004-01 Title: USE OF A POLYMER FOR OBTAINING AN EXPRESS MAKE-UP OF KERATIN MATERIALS U.S. Filing Date: November 18, 2004		
	227	Co-Pending Application No. 10/993,430, Attorney Docket No. 05725.1003-01 Title: COSMETIC COMPOSITION COMPRISING A POLYMER BLEND U.S. Filing Date: November 22, 2004		

Examiner Signature	/Jyothsna Venkat/	Date Considered	09/24/2008
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	09/733,900
Filing Date	December 12, 2000
First Named Inventor	Carlos PINZON
Art Unit	1615
Confirmation Number	5474
Examiner Name	J. VENKAT
Attorney Docket Number	05725.0595-00000

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	228	Co-Pending Application No. 10/993,431, Attorney Docket No. 05725.0932-01 Title: A TRANSFER-FREE COMPOSITION STRUCTURED IN RIGID FORM BY A POLYMER U.S. Filing Date: November 22, 2004	
	229	Co-Pending Application No. 11/019,382, Attorney Docket No. 05725.1378 Title: COSMETIC COMPOSITION COMPRISING TWO DIFFERENT HETERO POLYMERS AND METHOD OF USING SAME U.S. Filing Date: December 23, 2004	
	230	Co-Pending Application No. 11/212,811, Attorney Docket No. 05725.0816-03 Title: A TRANSFER-FREE MASCARA COMPOSITION COMPRISING AT LEAST ONE VOLATILE SOLVENT AND AT LEAST ONE POLYMER U.S. Filing Date August 29, 2005	
	231	Co-Pending Application No. 11/312,338, Attorney Docket No. 05725.1538 Title: COMPOSITION AND PROCESS FOR COATING KERATIN FIBERS U.S. Filing Date December 21, 2005	
	232	Co-Pending Application No. 11/351,309, Attorney Docket No. 5725.1020-01 Title: COSMETIC COMPOSITION CONTAINING A POLYMER AND A FLUORO OIL U.S. Filing February 10, 2006	
	233	Co-Pending Application No. 11/406,371; Attorney Docket No. 06028.0130-00 Title: COSMETIC COMPOSITION COMPRISING SILICA PARTICLES, REFLECTING PARTICLES, AND AT LEAST ONE POLYMER, PREPARATIVE PROCESS, AND USES THEREOF U.S. Filing Date: April 19, 2006	
	234	English language DERWENT abstract of DE 197 26 184 A1	
	235	English language DERWENT abstract of DE 197 50 246 A1	
	236	English language DERWENT abstract of DE 197 55 649 A1	
	237	English language DERWENT abstract of DE 198 55 649 A1	
	238	English language DERWENT abstract of EP 0 507 692 A1	
	239	English language DERWENT abstract of EP 0 518 772 A1	
	240	English language DERWENT abstract of EP 0 518 773 A1	
	241	English language DERWENT abstract of EP 0 669 323 A1	
	242	English language DERWENT abstract of EP 0 775 698 A1	
	243	English language DERWENT abstract of EP 0 790 243 A1	
	244	English language DERWENT abstract of EP 0 863 145 A2	
	245	English language DERWENT abstract of EP 0 878 469 A1	
	246	English language DERWENT abstract of EP 0 967 200 A1	

Examiner Signature	/s/ Jyotsna Venkat/	Date Considered	09/24/2008
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	247	English language DERWENT abstract of EP 1 068 855	
	248	English language esp@cenet abstract of EP 1 068 856	
	249	English language esp@cenet abstract of EP 1 114 636	
	250	English language esp@cenet abstract of EP 1 343 459	
	251	English language esp@cenet abstract of EP 1 382 322 A2	
	252	English language esp@cenet abstract for EP 1 477 154 A1	
	253	English language DERWENT abstract of FR 2 315 991	
	254	English language DERWENT abstract of FR 2 416 008	
	255	English language DERWENT abstract of FR 2 528 699	
	256	English language DERWENT abstract of FR 2 796 550	
	257	English Language DERWENT abstract of FR 2 804 014	
	258	English language DERWENT abstract of FR 2,804,286	
	259	English Language esp@cenet abstract of FR 2 817 742	
	260	English language esp@cenet abstract of FR 2 848 822 A1	
	261	English language esp@cenet abstract of JP 02-207014	
	262	English language Abstract from Patent Abstracts of Japan for JP 09-020631	
	263	English language DERWENT abstract for JP 9-188830	
	264	English language DERWENT abstract for JP 09-263516	
	265	English language esp@cenet abstract for JP 10-001444	
	266	English language esp@cenet abstract for JP 10-212213	
	267	English language esp@cenet abstract of JP 10-306012	
	268	English language DERWENT abstract for JP 10-158450	
	269	English language DERWENT abstract for JP 10-158451	
	270	English language DERWENT abstract for JP 10-506643	
	271	English language esp@cenet abstract for JP 10-67618	
	272	English language esp@cenet abstract for JP 10-007527	
	273	English language esp@cenet abstract of JP 10-251118	
	274	English language esp@cenet abstract of JP 11-236314	

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	275	English language esp@cenet abstract for JP 2000-154112	
	276	English language esp@cenet abstract for JP 2000-503305	
	277	English language DERWENT abstract for JP 2001-011340	
	278	English language esp@cenet abstract for JP 2002-539220 (WO0055264)	
	279	English language Derwent abstract for JP 45-41318	
	280	English language Derwent abstract for JP 48-38861	
	281	English language Derwent abstract for JP 49-75740	
	282	English language Derwent abstract for JP 50-58242	
	283	English language esp@cenet abstract of JP 4-230312	
	284	English language DERWENT abstract for JP 5-17710	
	285	English language esp@cenet abstract for JP 52-007067	
	286	English language esp@cenet abstract for JP 6-299075	
	287	English language Derwent abstract for JP 64-90110	
	288	English language Derwent abstract for JP 7-258460	
	289	English language esp@cenet abstract of JP 7 089826	
	290	English language esp@cenet abstract for WO 02/47606 A2	
	291	English language DERWENT abstract of WO 93/04665	
	292	English language DERWENT abstract for WO 96/38126	
	293	English language esp@cenet abstract for WO 98/25922	
	294	Estee Lauder MagnaScopic Maximum Volume mascara product packaging, believed to have first been sold in 2003	
	295	Estee Lauder's Answer and Counterclaims, dated May 27, 2004, in the on-going litigation L'Oréal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	296	Estee Lauder's Response to Plaintiff's First Set of Interrogatories (Nos. 1-6), dated September 27, 2004, in the on-going litigation L'Oréal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	297	Harry's Cosmetology 375-383 (J.B. Wilkinson & R.J. Moore eds., Chemical Pub. 7th ed. 1982).	
	298	International Search Report in PCT/US03/41618 (Atty. Docket No. 05725.1338-00304), dated March 11, 2005	

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Attorney Docket Number	05725.0595-00000

Sheet 13 of 16

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	299	International Search Report in PCT/US04/01071 (Atty. Docket No. 5725.1335-00304), dated February 22, 2005	
	300	Irving R. Schmolka, PhD., "Gel Cosmetics," Cosmetics & Toiletries, Vol. 99, pp. 69-76, November, 1984	
	301	L'Oreal's Complaint for Patent Infringement, dated April 7, 2004, in the on-going litigation L'Oreal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	302	Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated February 8, 2005 (Ex. Pryor)	
	303	Office Action in co-pending Application No. 09/733,896 (Attorney Docket No. 05725.0806-00) dated January 30, 2006 (Ex. Nutter)	
	304	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated July 27, 2006 (Ex. Venkat)	
	305	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809-00) dated January 18, 2007 (Ex. Venkat)	
	307	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808-00) dated January 11, 2006 (Ex. Yoon)	
	308	Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated September 22, 2004 (Ex. Venkat)	
	309	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832-00) dated August 24, 2007 (Ex. Venkat)	
	310	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated January 17, 2007 (Ex. Venkat)	
	311	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated November 23, 2005 (Ex. Venkat)	
	312	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832-00) dated January 17, 2007 (Ex. Venkat)	
	313	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832-00) dated August 24, 2007 (Ex. Venkat)	
	314	Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725-1005.00) dated July 5, 2007 (Ex. Venkat)	
	315	Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated September 22, 2004 (Ex. Venkat)	
	316	Office Action in co-pending Application No. 10/047,987 (Attorney Docket No. 05725.1020) dated September 7, 2004 (Ex. Venkat)	
	317	Office Action in co-pending Application No. 10/129,377 (Attorney Docket No. 05725.0819-01) dated January 13, 2006 (Ex. Venkat)	

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Attorney Docket Number	05725.0595-00000

Sheet	14	of	16
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	318	Office Action in co-pending Application No. 10/129,377 (Attorney Docket No. 05725.0819-01) dated October 10, 2006 (Ex. Venkat)	
	319	Office Action in co-pending Application No. 10/129,377 (Attorney Docket No. 05725-0819.00) dated July 13, 2007 (Ex. Venkat)	
	320	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated April 4, 2005 (Ex. Venkat)	
	321	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated November 25, 2005 (Ex. Venkat)	
	322	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01), dated May 17, 2006 (Ex. Venkat)	
	323	Office Action in co-pending Application No. 10/203,254 (Attorney Docket No. 05725.0817-01) dated December 5, 2005 (Ex. Jones)	
	324	Office Action in co-pending Application No. 10/203,254 (Attorney Docket No. 05725.0817-01) dated June 1, 2006 (Ex. Jones)	
	325	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated October 1, 2004 (Ex. Venkat)	
	326	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated September 28, 2005 (Ex. Venkat)	
	327	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187-00) dated April 6, 2006 (Ex. Venkat)	
	328	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187-00) dated September 25, 2006 (Ex. Venkat)	
	329	Office Action in co-pending Application No. 10/413,217 (Attorney Docket No. 05725.0895-01) dated September 9, 2004 (Ex. Venkat)	
	330	Office Action in co-pending Application No. 10/450,108 (Attorney Docket No. 05725.1198-00) dated March 21, 2007 (Ex. Venkat)	
	331	Office Action in co-pending Application No. 10/459,636 (Attorney Docket No. 05725.1336-00), dated August 31, 2006 (Ex. Venkat)	
	332	Office Action in co-pending Application No. 10/466,166 (Attorney Docket No. 05725.1228-00) dated June 25, 2007 (Ex. Venkat)	
	333	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 5725.0895-02) dated October 9, 2007 (Ex. Venkat)	
	334	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02) dated September 22, 2004 (Ex. Venkat)	
	335	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02), dated September 25, 2006 (Ex. Venkat)	
	336	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02), dated October 9, 2007 (Ex. Venkat)	
Examiner Signature	/Jyothisna Venkat/		Date Considered 09/24/2008

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	337	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated February 17, 2006 (Ex. Venkat)	
	338	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated November 3, 2006 (Ex. Venkat)	
	339	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated September 20, 2004 (Ex. Venkat)	
	340	Office Action in co-pending Application No. 10/787,440 (Attorney Docket No. 05725.0816-02) dated August 24, 2004 (Ex. Venkat)	
	341	Office Action in co-pending Application No. 10/787,441, (Attorney Docket No. 05725.0795-02) dated April 5, 2005 (Ex. Venkat)	
	342	Office Action in co-pending Application No. 10/990,475 (Attorney Docket No. 05725.1004-01) dated January 23, 2007 (Ex. Venkat)	
	343	Office Action in co-pending Application No. 10/990,475 (Attorney Docket No. 05725.1004-01) dated May 1, 2006 (Ex. Venkat)	
	344	Office Action in co-pending Application No. 10/990,475 (Attorney Docket No. 05725.1004-01) dated November 2, 2005 (Ex. Venkat)	
	345	Office Action in co-pending Application No. 10/993,431 (Attorney Docket No. 05725.0932-01) dated October 18, 2007 (Ex. Eberhard)	
	346	Office Action in co-pending Application No. 11/212,811 (Attorney Docket No. 05725.0816-03) dated May 17, 2007 (Ex. Venkat)	
	347	Office Action in co-pending Application No. 11/212,811 Attorney Docket No. 05725.0816-03) dated August 24, 2006 (Ex. Venkat)	
	348	Office Action in co-pending Application No. 11/212,811 Attorney Docket No. 05725.0816-03) dated November 17, 2005 (Ex. Venkat)	
	349	Origins Full Story TM Lush lash mascara product packaging, believed to have first been sold in 2003	
	350	PCT Application No. PCT/IB00/02000; Attorney Docket No. 5725.0816-0304 Title: COMPOSITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE Inventors: Véronique FERRARI et al. International Filing Date: December 12,2000	
	351	PCT Application No. PCT/IB00/02006; Attorney Docket No. 5725.0817-0304 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE GELLING AGENT AND METHODS OF USING THE SAME Inventor: Véronique FERRARI International Filing Date: December 12, 2000	
	352	PCT Application No. PCT/US00/33596; Attorney Docket No. 5725.0795-0304 Title COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME Inventors: Roberto CAVAZZUTI et al. International Filing Date: December 12, 2000	

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353	PCT Application No. PCT/US01/47454; Attorney Docket No. 5725.0806-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE POLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
354	PCT Application No. PCT/US01/47459; Attorney Docket No. 5725.0594-0304 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE FILM-FORMING SILICONE RESIN AND METHODS OF USING Inventors: Mohamed KANJI et al. U.S. Filing Date: December 12, 2001	
355	PCT Application No. PCT/US01/47496; Attorney Docket No. 5725.0809-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
356	PCT Application No. PCT/US01/47497; Attorney Docket No. 5725.0808-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE ESTERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
357	PCT Application No. PCT/US01/47499; Attorney Docket No. 5725.0595-00-304 Title: COSMETIC COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE CATIONIC SURFACTANTS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
358	Re-exam Control No. 90/010,002, Response Pursuant to 37 C.F.R. 1.530(h), Patent Owner's Statement, filed November 20, 2007	
359	Reexam Control No. 90/010,002; Attorney Docket No. 05725.1657-00; Title: STABLE COSMETIC EMULSION WITH POLYAMIDE GELLING AGENT; Request for Reexamination, filed: July 18, 2007	
360	Richard H. Lewis, Sr., "Fatty Acid," Hawley's Condensed Chemical Dictionary 487 (13th ed., 1997)	
361	Richard M. Sayre, "Physical Sunscreens," J. Soc. Cosmes. Chem., 41, 103-109 (March/April 1990)	
362	U.S. District Court for the District of New Jersey Civil Docket for L'Oreal S.A. et al. v. Estée Lauder Companies, Inc., et al., Civ. No. 04-1650 (HAA) (filed April 7, 2004) (retrieved January 2, 2005)	
363	Re-exam Control No. 90/010,002, Attorney Docket No. 05725.1657-00; Title: STABLE COSMETIC EMULSION WITH POLYAMIDE GELLING AGENT, Third Party Reply under 37 C.F.R. § 1.535 After Patent Owner's Statement, filed January 8, 2008.	

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Signature

/Jyothisna Venkat/

Date

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